

ORDER TO ADOPT

Title 13 **Express Terms** **Electronic Insurance Reporting Program** **Article 2.3, Sections 85.00, 85.02, 85.04, 85.06 and 85.08**

85.00 Definitions.

(a) Satisfactory evidence of financial responsibility as used in this Article shall mean private passenger automobile liability insurance policies and coverages, private passenger automobile policies and coverages issued by an automobile assigned risk plan electronically reported as established in Vehicle Code sections 4000.38 or 16058, or any of the documents in Section 85.04.

(b) “Issuance of original registration or transfer of registration” as used in this article shall mean the issue date of the registration card identified in Vehicle Code section 4453, which is produced for vehicles subject to registration as specified in Article 1, Chapter 1, Division 3, of the Vehicle Code.

NOTE: Authority cited: Sections 1651, and 16058, Vehicle Code. Reference: Sections 4000.37, 4000.38, 16053, 16054.2 and 16058, Vehicle Code.

85.02 Registration Suspension.

(a) When the department determines that the vehicle registration has been obtained by providing false evidence of financial responsibility, a written notification shall be sent to the registered owner(s) requiring satisfactory evidence of financial responsibility to be received by the department or its agent within thirty (30) days from the date of the notification or a suspension takes effect.

(b) When an insurance company informs the department that the required vehicle insurance policy or coverage is canceled, a written notification shall be sent to the registered owner(s) requiring satisfactory evidence of financial responsibility to be sent to the department or its agent within forty-five (45) days from the date of the notification or a suspension takes effect.

(c) When evidence of financial responsibility has not been provided to the department within thirty (30) days after issuance of original registration or transfer of registration, a written notification shall be sent to the registered owner(s) requiring satisfactory evidence of financial responsibility to be sent to the department or its agent within thirty (30) days from the date of the notification or a suspension takes effect.

NOTE: Authority cited: Sections 1651, and 16058, Vehicle Code. Reference: Sections 4000.37, 4000.38 and 16058, Vehicle Code.

85.04 Alternative Procedure to Electronic Insurance Reporting.

(a) Under the alternative procedure authorized under Vehicle Code section 16058(e)(2), the department shall accept the following documents to permit the timely renewal of vehicle registration.

(1) An insurance card as described in Vehicle Code section 4000.37 and Section 82.00, Article 2.3, Chapter 1, Division 1 of Title 13 of the California Code of Regulations.

(2) A department-issued certificate of self insurance form authorized under Vehicle Code section 16053 and Section 80.50(c), Article 2.3, Chapter 1, Division 1 of Title 13 of the California Code of Regulations.

(3) A department-issued written confirmation of cash deposited with the department pursuant to Vehicle Code section 16054.2.

(4) Documentation of a liability policy pursuant to Vehicle Code sections 4000.37 or 16054.2(b) that indicates coverage issued by a charitable risk pool, which may be provided by an insurance company admitted to do business in California or by the charitable risk pool.

(5) An insurance covering note or binder authorized under Insurance Code section 382 or 382.5 and provided by an insurance company authorized to do business in California.

(b) Registration accepted under the alternative procedure shall be subject to verification by the department or its agent.

NOTE: Authority cited: Sections 1651, and 16058, Vehicle Code. Reference: Sections 382 and 382.5, Insurance Code and Sections 4000.37, 4000.38, 16053, 16054.2 and 16058, Vehicle Code.

85.06 Registration Reinstatement.

A vehicle registration shall be reinstated after satisfactory evidence of financial responsibility, payment of a fourteen (\$14) dollar reinstatement fee authorized under Vehicle Code section 4000.38(c) and all fees and documents that meet registration requirements have been submitted to the department or its agent.

NOTE: Authority cited: Sections 1651, Vehicle Code. Reference: Section 4000.37, Vehicle Code.

85.08 Insurance Company Reporting Requirements.

(a) Insurance companies shall comply with Vehicle Code section 16058 by electronic reporting of information to the department or its agent in the American National Standards Institute (ANSI) X12.811 or California Automobile Liability Insurance (CALI) electronic formats.

(b) Unless there is no new information to report, the frequency for electronically reporting information shall be

(1) Pursuant to Vehicle Code section 16058(c), no less than once in any thirty (30) day period for all issued private passenger automobile liability insurance policies and coverages, or private passenger automobile policies and coverages issued by an automobile assigned risk plan.

(2) Pursuant to Vehicle Code section 16058(d), no less than once in any forty-five (45) day period for termination or changes in private passenger automobile liability insurance policies and coverages, or private passenger automobile policies and coverages issued by an automobile assigned risk plan.

NOTE: Authority cited: Sections 1651 and 16058, Vehicle Code. Reference: Sections 4000.38 and 16058, Vehicle Code.